ORDINANCE 2005-45
Passed September 12, 2005

AN ORDINANCE AUTHORIZING CONVEYANCE OF AN EASEMENT TO COLUMBIA GAS OF OHIO, INC. AND ACCEPTING COMPENSATION IN THE AMOUNT OF SIXTEEN THOUSAND TWO HUNDRED EIGHTY SIX DOLLARS AND SEVENTY FIVE CENTS ($16,286.75).

WHEREAS, Council has determined that it is necessary and desirable for development of the community to grant an easement to Columbia Gas of Ohio for installation and repair of pipelines and other purposes set forth in such instrument and,

WHEREAS, Columbia Gas has offered the sum of sixteen thousand two hundred eighty six dollars and seventy five cents ($16,286.75) as compensation for such easement which Council finds to be fair and reasonable compensation and,

WHEREAS, the easement to be conveyed is non-exclusive and abuts a city park and that after installation the City and its residents will have essentially the same use of the premises as before conveyance of the easement and,

WHEREAS, Council specifically finds that an appraisal of such premises is unnecessary and not cost effective and dispenses with the same based upon the smaller amount of compensation to be received in relation to the anticipated cost of an appraisal and that the compensation to be received is in accordance with the tax value for the property.

NOW THEREFORE BE IT ORDAINED BY THE CITY OF POWELL, DELAWARE COUNTY, OHIO AS FOLLOWS:

Section One: That City Council specifically grants an easement to Columbia Gas of Ohio, Inc. over the premises located Farm Lot 34 which is attached to the easement and incorporated herein by reference.

Section Two: That the Municipal Manager is authorized to execute such easement in behalf of the Municipality. That the easement shall be non-exclusive.

Section Three: That it is hereby found and determined that all formal actions of the Council concerning and relating to the passage of the ordinance were adopted in an open meeting of the Council and that all deliberations of the Council and any of the decision making bodies of the Municipality of Powell which resulted in such formal actions were in meeting so open to the public in compliance with all legal requirements of the Municipality of Powell, Delaware County, Ohio.

Section Four: This Ordinance will take effect on the earliest date permitted by law.

CITY OF POWELL DELAWARE COUNTY, OHIO

VOTE ON RULE SUSPENSION: Y 6 N 0

VOTE ON ORDINANCE 2005-45: Y 6 N 0

Dan Wiencek 9/20/05
Dan Wiencek Date
Mayor

Susie Ross 9/20/05
Susie Ross Date
City Clerk

This legislation has been posted in accordance with the City Charter on this date 9/20/05.

Susie Ross
Clerk of Council